I hereby certify that this document and its attachments are being deposited with the United States Postal Service, "Express Mail Post Office to Addressee" service, as Express Mail No. EL889522515US, in an envelope addressed to Commissioner for Trademarks, Box TTAB NO FEE; 2900 Crystal Drive, Arlington, Virginia 22303/3513, on this 31st day of October, 2002.

Printed Name: Boyan Haynes, Esq.

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

PO-BOYZ, LTD.,	§		
	§		
Concurrent Use Applicant,	§		
	§		
vs.	§	Concurrent Use No.:	1,236
	§		
	§		
ANTONE'S IMPORT COMPANY,	§		
,	§		
Registrant.	§		

TO: THE HONORABLE COMMISSIONER OF PATENTS AND TRADEMARKS

## CONSENTED REQUEST FOR EXTENSION OF TIME

COMES NOW the Concurrent Use Applicant, by and through counsel, and moves the Trademark Trial and Appeal Board ("Board") for a sixty (60) day extension, to and including **December 30, 2002**, to respond to the Registrant's Motion for Suspension and Request to Serve Written Discovery filed on October 15, 2002.

Registrant, through counsel Mathew Cuccias, consented to this request in a telephone conference with Concurrent Use Applicant's counsel Stephen L. Sapp on October 30, 2002.

This request is not made for the purpose of unduly delaying the proceedings in the Patent and Trademark Office.

This request is submitted in triplicate.

Respectfully submitted.

Bryan Haynes, Esq. Stephen L. Sapp, Esq.

Locke Liddell & Sapp LLP 2200 Ross Avenue, Suite 2200 Dallas, Texas 75201-6776

Telephone (214) 740-8554 Facsimile (214) 740-8800

ATTORNEYS FOR CONCURRENT USE APPLICANT PO-BOYZ, LTD.

Dated: October 31, 2002

#### **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing <u>CONSENTED REQUEST</u>

<u>FOR EXTENSION OF TIME</u> was sent via first class mail, postage prepaid, to the following counsel of record for Registrant this 31<sup>st</sup> day of October, 2002:

Harvey B. Jacobson, Jr. Matthew J. Cuccias JACOBSON HOLMAN PLLC 400 Seventh Street, N.W. Washington, D.C. 20004

Nhut Tan Tran, Esq.

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October 31, 2002

### VIA EXPRESS MAIL NO. EL889522515US

Assistant Commissioner for Trademarks **Box TTAB NO FEE** 2900 Crystal Drive Arlington, VA 22202-3513

Re:

Consented Request for Extension of Time

Concurrent Use No.: 1,236

Concurrent Use Applicant: PO-BOYZ, LTD.

Our File: 042034-00002

Dear Sir or Madam:

Enclosed for filing in the U.S. Patent and Trademark Office are the following:

- 1. Consented Request for Extension of Time (in triplicate);
- 2. Express Mail Certificate of Mailing;
- 3. Certificate of Service to Counsel of Record; and
- 4. Return Receipt Postcard.

It is believed that no additional fee is due for submission of these papers. Commissioner is hereby authorized to charge any underpayment of filing fees or credit any overpayment to Deposit Account No. 12-1781 (Our Ref. 042034-00002).

submitted,

BH:ntt Enclosures

042034:00002 : DALLAS : 1098157.1